

G2AHKOO

1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF NEW YORK

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3 ISRAEL GAMERO, et al.,

4 Plaintiffs,

5 v.

15 CV 2697 (KPF)

6 KODOO SUSHI CORP., et al.,

7 Conference

8 Defendants.

9 -----x

10 New York, N.Y.  
11 February 10, 2016  
12 4:40 p.m.

13 Before:

14 HON. KATHERINE POLK FAILLA,

15 District Judge

16 APPEARANCES

17 MICHAEL FAILLACE & ASSOCIATES, P.C.

18 Attorneys for Plaintiffs

19 BY: RAQUEL A. GUTIERREZ

20 MICHELLE KOO, Pro Se Defendant

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(Case called)

THE COURT: When we were last together, which I think was in the fall, there were hopes, and they were mostly mine, that we might be able to resolve this case short of litigation. I do understand that those hopes were unduly optimistic on my part, and now we'll just go forward. But I guess what we could do is talk about discovery in this case, and I'm happy to do that. But I think there's a preliminary question which is directed to Ms. Gutierrez.

Ms. Gutierrez, right now there are how many individuals who have signed on, have opted in, to be plaintiffs? I have four on the page that I am looking at -- or three.

MS. GUTIERREZ: It should be three. And no one has opted in since we originally filed the complaint.

THE COURT: So it's Mr. Gamero, Mr. Mastranzo, and Mr. Sanchez; correct?

MS. GUTIERREZ: Correct.

THE COURT: As a first order of business, is it your contemplation that you would want to be moving for conditional certification of a collective action?

MS. GUTIERREZ: No.

THE COURT: We're sticking with those three?

MS. GUTIERREZ: We're past that stage, I think, yes.

THE COURT: I do understand. So then the issue is

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1 discovery; correct?

2 MS. GUTIERREZ: Correct.

3 THE COURT: Have the parties exchanged any discovery  
4 in the course of dealings in the fall?

5 MS. GUTIERREZ: Yes. Ms. Koo was kind enough to come  
6 to my office, actually, on more than one occasion to share with  
7 me some of the several items that she used to account for -- I  
8 would say how she paid and on what frequency she paid the  
9 plaintiffs in this case. It is, I would say, a somewhat unique  
10 system. Obviously, it's not something that I've -- it's not a  
11 neat kind of Excel spreadsheet, or anything like that. So I  
12 just wanted to have a conversation with your Honor about if  
13 this case does go forward to trial, having a date by which  
14 anything which she intends to use and anything that we intend  
15 to use just be turned over, seeing as how I don't think the  
16 more formal interrogatory and deposition process is necessarily  
17 going to be fruitful considering that Ms. Koo is pro se. I've  
18 actually handed over, I believe, document requests. They are  
19 lengthy. And, ultimately, I just kind of want to know what she  
20 would use at trial, just to simplify it.

21 THE COURT: I understand. Are you suggesting, then,  
22 rather than have a formal case management plan, we, the three  
23 of us, talk about what's out there to be produced and what can  
24 be produced?

25 MS. GUTIERREZ: Yes, that would be helpful.

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1 THE COURT: Have you produced items to Ms. Koo in the  
2 course of this case?

3 MS. GUTIERREZ: I don't think I ended up turning over  
4 any. I don't have that much. Whatever I have, I will  
5 certainly turn over, but I don't believe I got to that. I  
6 think I was just more curious to see what systems she had in  
7 place.

8 THE COURT: Sure. What are your tangible items, your  
9 documents and tangible items? Are there pay stubs or copies of  
10 documents that your clients have?

11 MS. GUTIERREZ: If anything, it would be something  
12 akin to maybe a receipt or -- because they were paid in cash.  
13 So there's not much to show on their end. I'm just trying to  
14 remember if there was anything more specific, like an envelope  
15 or anything, but I don't think there's much on our end, to be  
16 honest.

17 THE COURT: Is there, for example, any sort of chart  
18 that you put together upon speaking with your clients to figure  
19 out quite how much you believe they're owed?

20 MS. GUTIERREZ: Yes, there's a damages calculation.

21 THE COURT: Has that been shared?

22 MS. GUTIERREZ: That's been shared.

23 THE COURT: I don't certainly want to invade attorney  
24 work product, but are there other things on that order that you  
25 think would be useful to share with Ms. Koo? Because that

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1 damages chart wouldn't necessarily come in at trial as an  
2 exhibit. I don't know that it qualifies.

3 MS. GUTIERREZ: Right.

4 THE COURT: But it's something that is useful.

5 MS. GUTIERREZ: Nothing else, really, just the chart  
6 and any kind of, for lack of a better word, paper tidbits or  
7 something that we got from the plaintiffs; but I don't think  
8 it's extensive.

9 THE COURT: Are you going to depose Ms. Koo in this  
10 matter?

11 MS. GUTIERREZ: Ms. Koo and I have had very candid  
12 conversations. I don't think that a deposition would  
13 necessarily -- I don't think that this case would benefit from  
14 a deposition the way another case might if they're represented  
15 by counsel. So, no, I can safely say I'm not going to depose  
16 Ms. Koo.

17 THE COURT: Are there other third parties whom you  
18 would want to depose in this matter?

19 MS. GUTIERREZ: No, not that I know of at this time.

20 THE COURT: Let me talk to Ms. Koo for a while, and  
21 then I'll get right back to you. Thank you.

22 Ms. Koo, good afternoon. I want to make sure you  
23 understand what we've just been talking about, so let me take a  
24 little time to do that. And I'm sorry to the extent you know  
25 all of this already.

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1 MS. KOO: Okay.

2 THE COURT: At this stage in the matter, after the  
3 complaint has been filed, after you've appeared -- and has  
4 Ms. Koo answered? Is there an answer on record for her?

5 MS. GUTIERREZ: There is an answer.

6 THE COURT: Excellent. The next stage in the case is  
7 what's known commonly as discovery. And the idea of discovery  
8 is that the parties share with each other the information that  
9 they believe is relevant to the issues in the case. There may  
10 be some things that are kept back. For instance, if you had  
11 hired an attorney and you and your attorney sat up one night  
12 putting something together, maybe that wouldn't be produced,  
13 and you wouldn't have to speak about your conversations with  
14 your attorney. But in the main --

15 MS. KOO: I don't have an attorney.

16 THE COURT: I know. That's what I'm saying. I'm  
17 giving you just a hypothetical. I'm sorry. Maybe that was  
18 confusing, so I won't do that again.

19 MS. KOO: Okay. Okay.

20 THE COURT: The issue is the documents and the items  
21 that you have that you would use if this case were to go to  
22 trial is what you ought to be producing. So I believe that  
23 you've shown a lot of these materials to Ms. Gutierrez. I know  
24 you've had a lot of conversations with her. I appreciate, on  
25 both sides, the professionalism, the cordiality, the civility,

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1 which I hope has characterized your communications. But what  
2 I'm trying to make sure is that there are no surprises here.

3 So what you saw me discussing with Ms. Gutierrez is,  
4 to the extent she has things that she's going to use at trial,  
5 she's got to show them to you. She's got to give them to you.  
6 I don't know what those things are. If she had, for example, a  
7 copy of a receipt. If, for example -- and I don't think this  
8 happened -- Mr. Gamero went home every time you gave him cash  
9 and photocopied the cash and had a record of or had some other  
10 way of documenting it, then, yes, they ought to show that to  
11 you. But, really, she's probably going to have very little.  
12 In these cases, oftentimes plaintiffs have very little. If you  
13 have records, you need to show them to her.

14 MS. KOO: Yeah, I did.

15 THE COURT: You did. So have you shown her --

16 MS. KOO: It has their name; has the hour they  
17 working.

18 THE COURT: Yes.

19 MS. KOO: And on the same day of all the tips, how to  
20 pay them, and they signed their name on it.

21 THE COURT: You've given this to Ms. Gutierrez to look  
22 at?

23 MS. KOO: Yes, yes.

24 THE COURT: Ms. Gutierrez, do you have a copy of all  
25 these things?

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1 MS. GUTIERREZ: Yes. As I mentioned, I do have copies  
2 of several items. I just kind of wanted to do a kind of  
3 catch-all of if she knows what she's going to use, put it all  
4 in one place, because we did have several meetings where one  
5 meeting's receipts -- you brought some receipts and the next  
6 meeting there were some envelopes. So just anything else that  
7 she might use.

8 THE COURT: Of course.

9 Ms. Koo, if you've got anything at home or in your  
10 office that relates to your employment of these gentlemen that  
11 you have not shown to Ms. Gutierrez, could you show it to her  
12 and let her copy it. Is there anything else out there that you  
13 can think of that you might not have given to her?

14 MS. KOO: I think with different hours, they pay by  
15 each week.

16 THE COURT: Yes.

17 MS. KOO: And they pay tips every single day.

18 THE COURT: Yes.

19 MS. KOO: Every single day has a paper this thick with  
20 their sales together, with their name, with how much they get  
21 tips. And every single day.

22 THE COURT: Yes. My question is all of those  
23 documents you've given to Ms. Gutierrez?

24 MS. KOO: I give to her all of what she request. Like  
25 the first day they started working and all of those things and



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1 the first payroll.

2 THE COURT: Yes.

3 MS. KOO: I have all of those things.

4 THE COURT: Let me ask the question this way: Any  
5 paper, any document that you have relating to any of these  
6 three gentlemen, have you shown that to Ms. Gutierrez?

7 MS. KOO: There's tons of them.

8 THE COURT: I don't know if that's a yes or no to my  
9 question. Is the answer no?

10 MS. KOO: Anything she request, I give to her.

11 THE COURT: Okay.

12 MS. KOO: But anything related to this, there's tons  
13 of them, so many years over there.

14 THE COURT: I see.

15 MS. KOO: You know, before it's only -- before 2013,  
16 they have a flood; they have damage something. But I think  
17 most of them is after this. And I have every single day over  
18 there, just like so many boxes.

19 THE COURT: All right. Ms. Gutierrez, were you aware  
20 of this before this?

21 MS. GUTIERREZ: Yes. I guess I should have phrased  
22 this. I know that there's actually a wealth of paperwork that  
23 I haven't seen that is similar to and relates to what I have  
24 seen.

25 THE COURT: I see.

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1 MS. GUTIERREZ: It is just a lot for her to,  
2 obviously, carry and bring to my office or even copy all at  
3 once.

4 THE COURT: Yes.

5 MS. GUTIERREZ: That's why I was trying -- I would  
6 like to just streamline it that if she were to present  
7 evidence, what would she show.

8 THE COURT: Now I understand that. Thank you.

9 Ms. Koo, I was misguided. Now I understand it. Can  
10 we agree that if there is any paper that you have not shown to  
11 Ms. Gutierrez that you would want to show to a jury or to me at  
12 trial, that you will give it to her to make a copy of?

13 MS. KOO: Not really.

14 THE COURT: Wait. I'm sorry. Why not? Maybe I'm not  
15 asking the question the right way. Let's say there's a trial  
16 in this case.

17 MS. KOO: Okay.

18 THE COURT: And let's say in defending your case, you  
19 want to show a piece of paper to me.

20 MS. KOO: Okay.

21 THE COURT: Before you do that, you're going to show  
22 her first; correct?

23 MS. KOO: Yeah.

24 THE COURT: What I'm saying is think about -- I know  
25 you've got many, many boxes and many, many documents. What I'm

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1 asking you to think about is if you want to use any of that  
2 information in this case, if you want to use any of that  
3 information in a trial in this case, then get it together and  
4 give her a copy of it or give it to her to copy.

5 MS. KOO: Sure, sure.

6 THE COURT: Can you make the decision in the next 30  
7 days as to anything you might want to use in this case? Is  
8 that too soon a period of time? Is that enough time?

9 MS. KOO: I don't know what should I need.

10 THE COURT: Of course.

11 MS. KOO: What I told her is anything you want, you  
12 let me know. So I go home digging -- me and my daughter  
13 digging for everything, take it out; give to her. She make a  
14 copy; I bring home. That's all I was doing.

15 THE COURT: I understand that. What she's done, I'm  
16 sure, is think about what she would need to prove her case or  
17 to at least give her information about the issues on her side  
18 of the case. What I'm saying is if you have decided or if you  
19 do decide to put anything in at trial other than that  
20 information --

21 MS. KOO: No, no.

22 THE COURT: -- you got to let us know what it is.

23 MS. KOO: No, I don't think I have anything.

24 THE COURT: Okay.

25 MS. KOO: Only the paper I give to her and similar

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1 things like that.

2 THE COURT: Sure. Can I ask you, please, to think  
3 about it for 30 days.

4 MS. KOO: Okay.

5 THE COURT: And if there's anything else you want to  
6 put into this case, you'll tell us both; okay?

7 MS. KOO: Okay. Sure. No problem.

8 THE COURT: Then we give you 30 days for that.

9 Now, the next thing is sometimes in these cases there  
10 are things called interrogatories or requests for admissions.  
11 Yes, you're puzzled and you should be, and that's okay. I  
12 don't think we're going to need those here. You guys have had  
13 enough conversations. I think you understand each side's  
14 position. So I am telling you, Ms. Koo, that sometimes some  
15 attorneys, not usually pro se litigants but they can, file  
16 interrogatories. Interrogatories are simply questions: Tell  
17 me about this. Tell me about this. I believe, based on our  
18 conversations, that you and Ms. Gutierrez have already  
19 discussed everything and that neither one of you has any  
20 reluctance to ask each other questions. So I don't think you  
21 need interrogatories. I just want to make sure you know that  
22 they exist.

23 MS. KOO: Okay.

24 THE COURT: There is something called requests for  
25 admission. You tell the other side: Admit that something

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1 happened on a certain day. Admit that this person did  
2 something. I don't think you need that either, but I'm not  
3 going to tell you. I'm just letting you know it's something  
4 that is out there, but I believe that you have had all the  
5 discussions with Ms. Gutierrez, so I think you know her  
6 position on things.

7 The last thing is depositions. A deposition is a  
8 proceeding where you or someone is asked questions while you're  
9 under oath, and there's a court reporter or a tape recorder  
10 nearby taking it down. I have had cases where the parties  
11 don't use depositions; I have had cases where they do. I've  
12 just talked with Ms. Gutierrez, and to make clear, it is her  
13 view that she does not need to depose you in this case because  
14 you've had all of these conversations and because you've  
15 exchanged the documents.

16 MS. KOO: Yes.

17 THE COURT: And she doesn't need to depose anybody  
18 else in the case.

19 MS. KOO: Okay.

20 THE COURT: If you want to take a deposition of  
21 someone, then we ought to talk about that. You don't have to,  
22 but you can. If you do, I'm not going to tell you what to do,  
23 of course, but sometimes people find it easier to do  
24 depositions by just writing out questions and having the other  
25 side respond rather than actually being face to face in a room.

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1           What I'm also going to ask you to do is, in this  
2   30-day period that I'm giving you, decide if you want to take  
3   depositions. Again, you don't have to. I want to make you  
4   aware that this is a thing that exists. On day 30, you're  
5   going to write me a letter and you're going to write  
6   Ms. Gutierrez a letter. You're going to give it to both of us.

7           MS. KOO: Okay.

8           THE COURT: You're going to tell me if there are any  
9   other documents or materials that you want to use and if there  
10  are any depositions you want to take or anything else you want  
11  to do with respect to discovery.

12          MS. KOO: Okay.

13          THE COURT: Does that make sense?

14          MS. KOO: Yes.

15          THE COURT: Then when I get that letter, then I'm  
16  going to know that we have all of our materials or we don't  
17  have all of our materials.

18          MS. KOO: Okay.

19          THE COURT: Ms. Gutierrez, let me ask you this: Is  
20  this a bench trial or a jury trial? And/or are you changing  
21  your mind?

22          MS. GUTIERREZ: No, I think we have not requested a  
23  jury. I don't believe Ms. Koo has requested a jury. So a  
24  bench trial would be fine.

25          THE COURT: On some level that makes sense.

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1 Ms. Koo, let me explain what we're talking about.  
2 There are different types of trials, and not every statute  
3 provides for the ability to have a jury hear your case. Even  
4 when it does, sometimes people prefer to have cases presented  
5 to the judge. Right now, the way things stand -- and I'm going  
6 to confirm this, but I think that is probably the way it will  
7 stand -- is that neither one of you has asked to have a jury  
8 hear your case. And what that means is you'll each talk to me.  
9 The trial will be me deciding the factual issues and the legal  
10 issues. If that's the way we go, when I hear from you in 30  
11 days, I'll either have you both on the phone or I'll have you  
12 come in again, and we'll set a schedule for a trial in this  
13 case. Well, if it's a bench trial, to me that's the same thing  
14 as a summary judgment motion, basically. I don't know that  
15 there's a need for summary judgment practice in this case. So  
16 we'll set a date, and I'll talk to you about what a trial is  
17 and how you present information to me; and we'll see if we  
18 can't agree on some ground rules for how that will take place.

19 MS. KOO: Sure.

20 THE COURT: But for now, the phase that we're in is  
21 called discovery, and all it is, is designed to make sure both  
22 sides have the information they need and nobody is surprised.

23 MS. KOO: Sure.

24 THE COURT: That's what I'd like you to do.

25 Now, Ms. Gutierrez, have I forgotten anything in

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1 discovery? Obviously, I can't provide legal advice, but at  
2 least as I'm speaking, I don't want to be inaccurate. Is there  
3 anything I have omitted telling Ms. Koo about discovery?

4 MS. GUTIERREZ: No. Again, my only concern is that  
5 because there is such a wealth of documents, just to have  
6 whatever she pulls out and thinks, oh, I haven't shown it to  
7 Ms. Gutierrez, but if this is like something else that I did  
8 show her, if she knows that she hasn't shown it to me, make the  
9 effort to let me know.

10 THE COURT: Okay.

11 MS. GUTIERREZ: That's pretty much it.

12 THE COURT: Ms. Koo, anything that comes in at this  
13 trial will have to have been shown to Ms. Gutierrez beforehand.

14 MS. KOO: Of course. Okay.

15 THE COURT: Even if it looks like something you've  
16 already shown her.

17 MS. KOO: Sure, sure.

18 THE COURT: You may decide in 30 days I've got no more  
19 documents to show her, no depositions I wish to take, but I  
20 want to give you that time to think about it and look at your  
21 documents. But none of us wishes to be surprised at a trial.

22 MS. KOO: No problem.

23 THE COURT: Least of all me.

24 MS. KOO: Yes, I understand. I understand.

25 THE COURT: Then that's great.



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1 Anything else we should be talking about today?

2 MS. GUTIERREZ: No. It can wait because I'm not  
3 familiar with your trial procedures, whether you do it through  
4 affidavit or you wanted live testimony, but we can obviously  
5 talk about that at the next hearing.

6 THE COURT: Sure. Since you've asked, I do directs by  
7 affidavit and the crosses in person. That said, if that is  
8 complicated by Ms. Koo's status as a pro se litigant, I can  
9 spare the time to do both live. Doesn't matter to me.

10 MS. GUTIERREZ: I guess we can discuss that later.

11 THE COURT: If you'll excuse my grandmother's  
12 expression, we'll burn that bridge when we get to it. When  
13 we're done with discovery, we'll plan the trial, but I do  
14 understand your concern that you'd like to know before you step  
15 in here how my trial days go.

16 MS. GUTIERREZ: Okay.

17 THE COURT: That is fine.

18 Yes, Ms. Koo, any questions you have?

19 MS. KOO: Yes, Judge.

20 THE COURT: Of course.

21 MS. KOO: You said I have 30 days; right?

22 THE COURT: Yes, ma'am.

23 MS. KOO: Will go to March 10, around?

24 THE COURT: Let's figure it out. Yes, it would be,  
25 actually, because February has 29 days, I think it's going to

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1 the 11th of March. It will be Friday, the 11th of March.

2 MS. KOO: I need instruction how to do it.

3 THE COURT: Of course.

4 MS. KOO: The second is since the business is not good  
5 right now --

6 THE COURT: Yes.

7 MS. KOO: -- and I try to sublease the bar,  
8 everything, to at least share my rent, you know, and still not  
9 working well. So I talked to the landlord. He say: You owe  
10 me \$310,000. How you want to pay me back? Because that's  
11 during the construction, beginning when we started. It's not  
12 right now. At that time. And I say, you know, I do my best,  
13 you know, to see how much permit costs, and you can use this to  
14 give to the new lease to see how much counter -- and I cannot  
15 close down the Koodo Sushi physically in 2015 because all of  
16 these debts out there. So I need to pay the sales tax, the  
17 backpay. It's around 50,000.

18 THE COURT: I'm sorry. How much?

19 MS. KOO: 50,000.

20 THE COURT: Five zero?

21 MS. KOO: That one, I'm going to work hard on my life.  
22 I'm going to pay it because we owe them.

23 THE COURT: Okay.

24 MS. KOO: Because in 2008 when the recession first  
25 started, we wrote them a letter, you know. We couldn't pay for

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1 it at that time. Till right now, it's a long thing. And so we  
2 tried to close it so I have more time to deal with this one.

3 THE COURT: Yes.

4 MS. KOO: Right now I'm frustrated. Like, right now,  
5 I need to back by 5:00 o'clock. And the one thing is I'm  
6 leaving on March 15 and come back on April -- March 19 --  
7 March 18, come back on April 17, one month, because I'm  
8 going -- my mom is 83 years old. I'm going to bring her to see  
9 more of the job opportunity in New Zealand. And even though  
10 I'm going there, I will always contact with you. If anything,  
11 I can come back. I talk to them. I say: Look, if I'm going  
12 to receive your job, get your job, because right now I don't  
13 make any income --

14 THE COURT: Careful. You just lost your microphone.  
15 Just bring it closer to you.

16 MS. KOO: Sorry. Okay. Right now I don't receive any  
17 income working so hard. I cannot survive like this. I need  
18 get an income.

19 THE COURT: Ms. Koo, I want to make sure I understand  
20 what you're saying. What you're saying is you're traveling  
21 with your mom for one month to explore a job opportunity for  
22 you?

23 MS. KOO: Two, one is New Zealand and one is  
24 Australia. I never been there in my life. I don't know if I  
25 can take it or not. And I don't know anyone to give me advice.

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1 So, mom, go with me. She's going with me. I be back with my  
2 mom together to the states on April --

3 THE COURT: 17.

4 MS. KOO: -- 17, in the morning, so I can directly go  
5 to work because I try to finish that way. It's too much for  
6 me. It's like a nightmare to me.

7 THE COURT: Okay. Hang on, Ms. Koo. The first part  
8 of this discussion was about how you could communicate this  
9 information to me. Let me ask the parties, are you sharing  
10 e-mails with each other or has it been all by phone?

11 MS. KOO: Yes, e-mail.

12 MS. GUTIERREZ: We've been e-mailing.

13 THE COURT: All right. Ms. Gutierrez, Ms. Koo is not  
14 receiving ECF notices; correct?

15 MS. GUTIERREZ: I'm not sure.

16 THE COURT: Ms. Koo, you're not getting e-mails from  
17 the court, are you?

18 MS. KOO: I don't think so.

19 THE COURT: You'd know. You'd know.

20 If she were to give to you the letter on the 30th day,  
21 could you send it to me, and we'll docket it or could you  
22 docket it, however it works?

23 MS. GUTIERREZ: No problem. I can file it, too, if  
24 that's what you prefer.

25 THE COURT: That's fine. That's how it will get to

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1 me.

2 MS. KOO: I let you know in one-month period of time.  
3 I will be back. Even if I accept the job, it will be next  
4 year, not sooner, because I have so many things here I need  
5 taken care.

6 THE COURT: Yes, I understand that. Also, let's be  
7 clear. I want this information from you, but if something  
8 comes up on the work side that needs your immediate attention,  
9 I think Ms. Gutierrez and I are interested in your business  
10 remaining afloat. So you'll tell me if something --

11 MS. KOO: I don't understand. What is "afloat"?

12 THE COURT: I'm sorry. The Koodo Sushi, is it  
13 operational right now?

14 MS. KOO: We half operation right now.

15 THE COURT: Yes.

16 MS. KOO: Because we try to sublease everything out.  
17 When everything out, they deal with the landlord directly. I  
18 only deal with landlord with the debts, that's it.

19 THE COURT: Sure. Are you today delivering sushi to  
20 anybody?

21 MS. KOO: Yes, right now. That's why right now I need  
22 to go to work by myself.

23 THE COURT: Okay. We will let you go to work. Okay.  
24 I understand what you're saying. Thank you for the  
25 clarification.

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1 MS. KOO: I'm sorry because I just want to let you  
2 know it's not -- I don't want to -- I just want to let you know  
3 in advance not I'm running out or something. No, it's not.  
4 I'm always here. The minute you ask me, I will be here. But  
5 in this one-month period of time, I will go there, but the  
6 earliest I make decision is -- next year we are starting over  
7 there; this year, I need everything closed down to make sure  
8 everything's okay at the time I'm leaving.

9 THE COURT: Yes. So we would probably be meeting or  
10 talking at the end of April when you return.

11 MS. KOO: Thank you.

12 THE COURT: Thank you for the clarification. All  
13 right. Please sit down.

14 Let's go off the record for a minute.

15 (Discussion off the record)

16 THE COURT: Is there anything else we should be  
17 talking about this afternoon?

18 MS. GUTIERREZ: Nothing further, your Honor.

19 THE COURT: Thank you.

20 Ms. Koo, anything else?

21 MS. KOO: Nothing. I just let you know my schedule.  
22 Sorry for this. Because you told me it's one month, oh,  
23 April 10, I'm leaving on April 18. So that's why.

24 THE COURT: I completely understand. We both  
25 appreciate you letting us know. That is fine. I'll see you in

G2AHKOO

1 about two months. Thank you both.

2 MS. KOO: Thank you so much.

3 MS. GUTIERREZ: Thank you.

4 (Adjourned)